

SCOTT J. SAGARIA (BAR # 217981)
ELLIOT W. GALE (BAR # 263326)
JOE B. ANGELO (BAR # 268542)
SCOTT M. JOHNSON (BAR # 287182)
SAGARIA LAW, P.C.
2033 Gateway Place, 5th Floor
San Jose, CA 95110
408-279-2288 ph
408-279-2299 fax

Attorneys for Plaintiff
DAVID GIUSTO

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

DAVID GIUSTO,

Plaintiff,

vs.

EXPERIAN INFORMATION SOLUTIONS,
INC.; EQUIFAX, INC.; ALLIANT CREDIT
UNION; WELLS FARGO BANK, NATIONAL
ASSOCIATION; JPMORGAN CHASE BANK;
WELLS FARGO CARD SERVICES, INC. and
DOES 1 through 100 inclusive

Defendants.

) Case No. 5:16-cv-04637-BLF

)
)
) [Honorable Beth Labson Freeman]

) **REQUEST FOR VOLUNTARY**
) **DISMISSAL OF JPMORGAN CHASE**
) **BANK, N.A., ERRONEOUSLY SUED AS**
) **JPMORGAN CHASE BANK, WITH**
) **PREJUDICE PURSUANT TO FED. R. CIV.**
) **PROC. 41(A) AND ~~[PROPOSED]~~ ORDER**

PLEASE TAKE NOTICE that Plaintiff David Giusto (“Plaintiff”), through his counsel of record, hereby voluntarily dismisses all claims in this action *with prejudice* as to defendant JPMorgan Chase Bank, N.A., erroneously sued as JPMorgan Chase Bank (“Chase”), pursuant to Fed. R. Civ. P. 41(a)(1). Chase has neither answered Plaintiff’s Amended Complaint, nor filed a motion for summary judgment. Each party shall bear his/its own attorneys’ fees and costs.

Dated: April 28, 2017

SAGARIA LAW, P.C.
SCOTT J. SAGARIA
ELLIOT W. GALE
JOE B. ANGELO

By: /s/ Elliot Gale
Elliot Gale

Attorneys for Plaintiff
DAVID GIUSTO

~~[PROPOSED]~~ ORDER

Pursuant to the voluntary dismissal filed by Plaintiff, JPMorgan Chase Bank, N.A., erroneously sued as JPMorgan Chase Bank, are dismissed with prejudice. IT IS SO ORDERED.

Date: T æ / F G F i

By: Beth Labson Freeman
Hon. Beth Labson Freeman
Judge of the United States District Court
Northern District of California